

**MINUTES OF THE REGULAR BOARD MEETING
OF THE PRESIDENT AND BOARD OF TRUSTEES
HELD ON THURSDAY, OCTOBER 7, 2021**

CALL TO ORDER:

President Roth called the meeting to order at 7:05 pm.

ROLL CALL:

Trustee William Harper	Present	Trustee Mary Thon	Absent
Trustee Larry Schmidt	Absent	Trustee Rezwanul Haque	Present
Trustee Michael Baumer	Present	Trustee James Cecille	Present
President Billie D. Roth	Present		

All those answering “present” were physically present at the meeting.

PLEDGE OF ALLEGIANCE:

PRESIDENT’S REPORT:

P-21 Fire Department Promotion

 Joseph Markowski Fire Battalion Chief

RECESS:

Trustee Harper moved for a short recess to allow for photos and refreshments. Trustee Haque seconded the motion. A voice vote approved the Recess. The Village Board recessed their meeting at 7:12 p.m.

RECONVENE MEETING:

The Village Board reconvened at 7:33 p.m.

ROLL CALL:

Trustee William Harper	Present	Trustee Mary Thon	Absent
Trustee Larry Schmidt	Absent	Trustee Rezwanul Haque	Present
Trustee Michael Baumer	Present	Trustee James Cecille	Present
President Billie D. Roth	Present		

All those answering “present” were physically present at the meeting.

VILLAGE MANAGER’S REPORT:

Village Manager Sharon Caddigan stated the Village, along with the Police Department and Hanover Township, hosted the School Principals’ Breakfast on September 20th.

The Village participated in the Environmental Fair at Rahlf’s Woods Park hosted by Cook County on September 26th. Thanks to Village Engineer Alex Riegler for manning the Natural Resource Conservancy Commission booth for this event.

On October 3rd, the Fire Department held their Open House at Station #31. Many wonderful comments were received from residents about the new station.

APPROVAL OF AGENDA:

Request the Board approve the October 7, 2021 Agenda as presented. Trustee Baumer moved for approval. Trustee Haque seconded the motion. A voice vote approved the Agenda as presented.

APPROVAL OF THE MINUTES:

Request the Board approve the Minutes of the Board Workshop held September 9, 2021 and the Minutes of the Regular Board Meeting of September 16, 2021 as presented. Trustee Harper moved for approval. Trustee Cecille seconded the motion. A voice vote approved the Minutes as presented.

COMMUNITY DEVELOPMENT – Trustee Thon/Trustee Baumer

A-21-085 Motion – Waiver of Locational Restrictions / 700 S. Barrington Road / The Seville

Request the Board approve a Motion to renew the Waiver of Locational Restrictions to permit live entertainment at an existing banquet facility with the service of alcoholic beverages for The Seville, 700 S. Barrington Road. This Motion renews the Waiver of Locational Restrictions for live entertainment. The Seville was originally granted a waiver of locational restrictions in 2020, but it must be renewed annually.

Trustee Baumer presented the Motion and moved for approval. Trustee Haque seconded the motion. Community Development Director John Peterson stated all necessary information has been submitted. As a banquet venue, the type of entertainment will vary with each event. There have been no complaints or Police issued relative to the entertainment at The Seville. Their food sales are well in excess (71%) of their alcohol sales. Staff recommends in favor of the renewal of the Waiver of Locational Restrictions. Owner Ganesh Subramanian and Attorney Mike Kelly were present for questions. **ROLL CALL:**

Trustee Harper	Aye	Trustee Thon	Absent
Trustee Schmidt	Absent	Trustee Haque	Aye
Trustee Baumer	Aye	Trustee Cecille	Aye

Motion carried.

A-21-086 Motion – Renewal of Waiver of Locational Restrictions/1156 E. Irving Park Road /Los Fernandez Taqueria

Request the Board approve a Motion to renew the Waiver of Locational Restrictions to permit live entertainment at an existing restaurant with the service of alcoholic beverages for Los Fernandez Taqueria, 1156 E Irving Park Road. This Motion renews the Waiver of Locational Restrictions for live entertainment. Los Fernandez Taqueria was originally granted a waiver of locational restrictions in 2012, but it must be renewed annually.

Trustee Baumer presented the Motion and moved for approval. Trustee Cecille seconded the motion. Community Development Director John Peterson stated all necessary information was submitted. The establishment suspended entertainment due to COVID from September 2020 to February 2021. They have entertainment on Friday and Saturday nights and are not asking to increase. Their food sales are at 86% which is well in excess of the required 35%. There have been no complaints or Police concerns relative to their entertainment. Sally Castillo, manager, was present for questions. ROLL CALL:

Trustee Haque	Aye	Trustee Baumer	Aye
Trustee Cecille	Aye	Trustee Harper	Aye
Trustee Thon	Absent	Trustee Schmidt	Absent

Motion carried.

A-21-087 Ordinance – Amendment to a Planned Unit Development – Chipotle Restaurant

Request the Board approve an Ordinance entitled “AN ORDINANCE APPROVING A FIRST AMENDMENT AND AUTHORIZING THE EXECUTION OF A FIRST AMENDMENT TO AN EXISTING PLANNED UNIT DEVELOPMENT AGREEMENT FOR LOT 4 OF THE V-LAND DEVELOPMENT – STREAMWOOD CROSSINGS IN THE VILLAGE OF STREAMWOOD, COOK COUNTY, ILLINOIS” This Ordinance amends Ordinance 2004-57 to permit the construction of a Chipotle Restaurant with a drive-thru at 510 S Sutton Road.

Trustee Baumer presented the Ordinance for first reading and posting.

Community Development Director John Peterson stated this request to amend the PUD to allow the contract purchaser to demolish the existing building (former 5/3 Bank) and construct a new Chipotle restaurant with a drive through pick-up lane. They plan to retain the existing perimeter of the lot; the drive through will be on the south side of the building and a patio area will be located on the north side. No special use for alcohol is being requested at this time. The Planning and Zoning Board heard their petition and requests for several variances and have recommended in favor of the Amendment. Staff concurs with this recommendation.

John Morrison, Manhard Consulting, reviewed the site plan and removal of the existing building, and discussed the design of the new Chipotle and the drive through lane. All orders for drive through are pre-ordered online and pre-paid so pickup is very quick. The drive through would allow for up to 11 vehicles in the queue, but their experience at other

drive through Chipotle locations rarely have more than 7 vehicles in a queue at any time. There are 30 parking spaces on site; the Village Code requires 40, so a variance is being sought. A cross parking agreement with Arby's is already within the PUD if additional spaces are needed. Mr. Morrison reviewed the landscaping planned for the perimeter, with trees and grasses shielding the patio area on the north, and at the trash enclosure. Bike racks are also planned for the location. The existing light poles are being retained but will be refitted with LED fixtures. A variance is needed because the reusing existing poles with new LED lights will exceed the maximum allowed at the property line. It is noted there are no adjacent residential areas to this site. Mr. Morrison reviewed the proposed exterior construction which is predominantly brick with decorative metal canopies over the entrance and drive through window. A three-foot high decorative metal fence is proposed surrounding the outdoor patio area. There will be signage on all four walls with lettered signs on the north, east and west facades, and a logo sign on the south façade. A variance is being asked to allow the additional signage. The existing monument sign will be preserved and refaced. Hours of operation are 10:45 a.m. to 10 p.m. daily, and they plan to employ approximately 30 people over three shifts.

Trustee Harper expressed concerns about the trash enclosure doors opening into the drive through traffic lane. Mr. Morrison stated the enclosure would only be opened by an employee before or after business hours. Mr. Peterson stated they can look to move it back a bit but will lose a bit of the landscaping at that point. Trustee Harper also expressed concerns for the number of parking spaces, and employee parking as well. He suggested adding a striped walkway delineating the crosswalk between Arby's and Chipotle's properties.

Trustee Cecille asked if the trash pickup will be done during business hours as that would block the drive through lane. Mr. Morrison stated they normally have trash pickup prior to business hours. Discussion continued about the style of trash containers. Mr. Morrison stated they will address this when a disposal company is selected.

Trustee Haque confirmed this is a free-standing building and parking lot. President Roth confirmed it is and that within the PUD, a shared parking agreement exists throughout the center.

PUBLIC SAFETY – Trustee Schmidt/Trustee Harper

A-21-088 Ordinance – Amendment to Municipal Code – Titles 1, 4, 5, 6, and 9

Request the Board approve an Ordinance entitled “AN ORDINANCE AMENDING SELECT SECTIONS OF TITLE 1, ENTITLED “ADMINISTRATION,” TITLE 4, ENTITLED “POLICE REGULATIONS,” TITLE 5, ENTITLED “MOTOR VEHICLES AND TRAFFIC,” TITLE 6, ENTITLED “FIRE PROTECTION,” AND AMENDING, IN ITS ENTIRETY, TITLE 9, ENTITLED “BUILDING REGULATIONS,” OF THE VILLAGE CODE OF THE VILLAGE OF STREAMWOOD, COOK COUNTY, ILLINOIS.” This Ordinance amends various sections of the Municipal Code of Ordinances including updates to conform to state law, new Building and Fire Codes, and enforcement.

Trustee Harper presented the Ordinance for first reading and posting.

Community Development Director John Peterson reviewed the proposed changes within Title 9 (Building Code) and stated the Village has historically updated the International Building Code every six years. This amendment will adopt the 2018 IBC with local amendments consistent with the current regulations. Two new codes are being added; the Existing Building Code which can be used when an owner is changing the use of an existing building. It would allow for building safety tradeoffs when following the new building codes are not practical because of age or layout of the existing structure. The second new code is the Swimming Pool and Spa Code. This would regulate construction of pools and spas in residential and commercial properties.

Mr. Peterson stated additional language is to be added to require an electronic copy of paperwork and plans to be submitted whenever possible. Minor changes to permit fees were made to be more consistent and to mirror the fee structure in the new permit software.

Electrical Codes will require smoke detector upgrades when the electrical service is replaced in a residential building. Language was added to require electrical upgrades when rehabbing or remodeling residential buildings. A section was modified indicating mini-breakers are not permitted in electrical panelboard and cannot be used to expand the number of circuits in an existing panel.

Property Maintenance Codes will require that outdoor lighting be limited and directed away from neighboring homes.

Trustee Harper asked about the swimming pool codes as they are already quite restrictive. Mr. Peterson stated the codes will mirror what is actually being done in practice, and will also require an alarm on the doorways leading to a pool area where there is no fencing or barrier immediately surrounding the pool. Trustee Harper also confirmed that if paper copies were brought for a permit they would be accepted. He also asked about the outdoor lighting changes, and stated that homes with post lights often help with night walking as they provide light along the sidewalks. Mr. Peterson stated the concern is for mounted flood lights that shine into neighboring homes. They won't be prohibited but

the owner would be asked to direct the light away from neighbors so it wouldn't shine in their windows.

Fire Chief Chris Clark reviewed changes to Title 6 (Fire Code). He stated they adopt the 2018 International Fire Prevention Code with amendments consistent with current regulations. Additional definitions have been added as needed, and clarifications made to exit locking devices. It adds that a fire official can require equipment inspection reports be submitted by the inspection company/vendor through a third-party inspection reporting service.

Police Chief Daryl Syre reviewed the changes to Titles 1, 4 and 5 (Administration, Police and Motor Vehicles). Many of these changes are to be consistent with state law. Fireworks violations will authorize a \$100 bond. The offense of "fighting" is now made consistent with state law. A section is deleted referencing appearing in public wearing clothing not matching the person's physical gender and well as deleting the offense of swearing in public. Changes have been made to the public intoxication section to be consistent with state law. Modifications to the overnight parking sections are made to reflect current practices and policies. The section on bicycles has been amended to delete obsolete provisions.

Trustee Cecille asked if the Fireworks violation is an "arrestable" offense. Chief Syre stated is and that the offender could post the \$100 bond or may be released on an "I" bond. Trustee Harper asked if someone would be able to register their bicycle information with the Police Department to help if it was ever lost/stolen. Chief Syre stated they would take that information.

Mr. Peterson added that this entire set of amendments was also reviewed by B & F Code Services for consistency.

FINANCE – Trustee Baumer/Trustee Thon

A-21-089 Motion – Approval of Semi-Monthly Expenditures

Request the Board approve the semi-monthly expenditures in the amount of \$675,615.10 which represents the total of the schedule of bills dated October 7, 2021.

General Fund	\$ 174,025.53
Motor Fuel Tax Fund	92,177.10
Wetland Special Service Areas	633.37
Capital Replacement Fund	51,656.62
Street Improvement Fund	58,929.15
Equipment Replacement Fund	58,338.14
Facilities Replacement Fund	180,167.92
Water and Sewer Fund	43,284.63
Golf Fund	15,247.51
Firefighters Pension Fund	<u>1,155.13</u>
Total	<u>\$ 675,615.10</u>

Trustee Baumer moved for approval of the semi-monthly expenditures as presented. Trustee Haque seconded the motion. ROLL CALL:

Trustee Baumer	Aye	Trustee Cecille	Aye
Trustee Harper	Aye	Trustee Thon	Absent
Trustee Schmidt	Absent	Trustee Haque	Aye

Motion carried.

COMMUNITY AFFAIRS – Trustee Cecille/Trustee Haque

A-21-090 Resolution – Approval of Village Board 2022 Goals and Objectives

Request the Board approve a Resolution entitled “A RESOLUTION ADOPTING THE 2022 GOALS AND OBJECTIVES.” This Resolution adopts the 2022 Village Board Goals and Objectives developed by the Board during workshops in August and September.

Trustee Cecille presented the Resolution and moved for approval. Trustee Haque seconded the motion. Village Manager Sharon Caddigan noted the Board and staff worked with ESC consultants through several workshops to prioritize the ongoing and new focus goals. ROLL CALL:

Trustee Cecille	Aye	Trustee Harper	Aye
Trustee Thon	Absent	Trustee Schmidt	Absent
Trustee Haque	Aye	Trustee Baumer	Aye

Motion carried.

RESOLUTION 2021-38

LEGISLATIVE – Trustee Haque/Trustee Schmidt

A-21-084 Ordinance – Personnel Policy Manual Changes

Request the Board approve an Ordinance entitled “AN ORDINANCE AMENDING TITLE 1, CHAPTER 11 OF THE VILLAGE CODE OF STREAMWOOD AMENDING THE PERSONNEL POLICY MANUAL.” This Ordinance makes changes to the Village’s Personnel Policy to ensure consistency with recent state statute changes regarding whistleblower protection and makes other changes consistent with our policies.

Trustee Haque presented the Ordinance for second reading and passage. Trustee Baumer seconded the motion. ROLL CALL:

Trustee Harper	Aye	Trustee Thon	Absent
Trustee Schmidt	Absent	Trustee Haque	Aye
Trustee Baumer	Aye	Trustee Cecille	Aye

Motion carried.

ORDINANCE 2021-16

PUBLIC WORKS – Trustee Harper/Trustee Cecille

A-21-091 Ordinance – Approval of Disposal of Surplus Equipment

Request the Board approve an Ordinance entitled “AN ORDINANCE AUTHORIZING THE SALE BY PRIVATE SALE, OR TRANSFER OF SURPLUS PERSONAL PROPERTY OWNED BY THE VILLAGE OF STREAMWOOD.” This Ordinance approves declaring various items surplus and authorizing the disposal of these items by private sale, trade-in, donation, or to otherwise discard them at the least cost to the Village.

Trustee Harper presented the Ordinance for first reading and posting.

Village Manager Sharon Caddigan stated this is the Village’s regular review of items that have outlived their usefulness or need and may be disposed. There are several vehicles and pieces of equipment as well as computers. Trustee Harper asked if the computers are being donated. IT Director Joe Ritter stated most are in various states of disrepair and wouldn’t be usable. Ms. Caddigan also noted that there is very little opportunity for donation at this time.

A-21-092 Motion – Tandem Truck Build

Request the Board approve the low bid for the purchase and installation of tandem truck equipment from Mark’s Machine Shop at a cost not to exceed \$89,680.00.

This Motion authorizes the purchase and installation of equipment, by Mark’s Machine Shop, 416 N. Main St. Sycamore, Illinois on a previously approved truck chassis. Funds for this equipment were included in the 2021 Equipment Replacement Fund.

Trustee Harper presented the Motion and moved for approval. Trustee Haque seconded the motion. Public Works Director Matt Mann stated this is the build out for the chassis that was purchased earlier this year. He expects the chassis delivery by December. Two bids were received for this equipment with Mark’s Machine Shop being the low bid. Equipment to be installed includes electrical, hydraulic system, salt spreader, pre-wet system, hitch and all necessary controls for operation. It also includes installation of the Village-supplied snowplow purchased directly from the supplier. Trustee Harper asked about the vast pricing difference in the bids. Mr. Mann stated Mark’s is a family-owned small operation; they have worked with the Village many times in past years with excellent results. The other bidder is a much larger corporation. **ROLL CALL:**

Trustee Haque	Aye	Trustee Baumer	Aye
Trustee Cecille	Aye	Trustee Harper	Aye
Trustee Thon	Absent	Trustee Schmidt	Absent

Motion carried.

PUBLIC COMMENTS:

ADJOURNMENT:

Trustee Baumer moved to adjourn. Trustee Haque seconded the motion. A voice vote approved the adjournment. The Village Board adjourned their meeting at 8:43 p.m.

Billie D. Roth
Village President

Kittie L. Kopitke
Village Clerk

Approved this 21st day of October 2021